

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ROBERT SMITH, JR.,

Plaintiff,

V.

THE STATE OF WASHINGTON, *et al.*,

Defendants.

Case No. C07-5135 FDB/KLS

ORDER DIRECTING CLERK TO
RE-NOTE PLAINTIFF'S
MOTION TO APPOINT
COUNSEL

Before the Court is Plaintiff's motion to appoint counsel. (Dkt. # 20). On September 4, 2007, the Court issued its Report and Recommendation, recommending that Defendants' motion to revoke Plaintiff's *in forma pauperis* status (Dkt. # 17) be granted and that the District Court dismiss the Plaintiff's complaint unless the Plaintiff pays the \$350.00 filing fee within thirty days of the District Court's Order directing payment.

Accordingly, the Clerk of the Court is directed to **re-note** Plaintiff's motion to appoint Counsel (Dkt. # 20) until **December 14, 2007**. The Clerk of the Court is instructed to send copies of this Order to the Plaintiff and to counsel for the Defendants.

DATED this 17th day of September, 2007.

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Karen L. Strombom
United States Magistrate Judge